

**THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

ELIZABETH WHITWORTH and SCOTT
WHITWORTH (H/W),

Plaintiffs,

v.

ELI LILLY AND COMPANY, an Indiana
corporation,

Defendants.

Case No. 5:14-cv-00459-D

STIPULATION OF DISMISSAL

STIPULATION

IT IS HEREBY STIPULATED by and between Plaintiffs Elizabeth Whitworth and Scott Whitworth and Defendant Eli Lilly and Company, through their respective counsel, that the above-captioned action be and hereby is dismissed *without* prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

The parties further stipulate and agree to bear their own costs and expenses in connection with the prosecution and defense of this action, including attorneys' fees.

RESPECTFULLY SUBMITTED this the 10th day of February, 2015.

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DATED: February 10, 2015

KELLER ROHRBACK L.L.P.

COVINGTON & BURLING, L.L.P.

By: /s/ Khesraw Karmand

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*Attorneys for Defendant Eli Lilly and
Company*

ORDER OF DISMISSAL

Based on the foregoing Stipulation of the parties, it is hereby ORDERED:

All causes of action, claims, and defenses in this action by any party are dismissed with prejudice and without an award of attorney fees or costs to any party.

DATED this ____ day of _____, 2015.

JUDGE/COURT COMMISSIONER

Presented by:

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CERTIFICATE OF SERVICE

I certify that on February 10, 2015, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the persons listed below:

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